

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

MARY KATHRYN ROTH, *et al.*,

§

*Plaintiffs,*

§

v.

CIVIL ACTION H-07-3259

THE BOEING COMPANY, *et al.*,

§

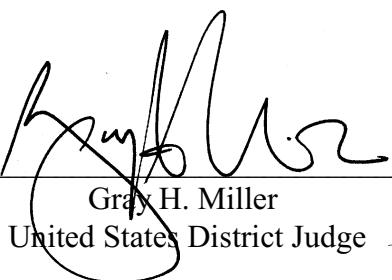
*Defendants.*

**ORDER**

On October 3, 2007 defendant The Boeing Company removed this case to the United States District Court, Southern District of Texas, Houston Division. On October 4, 2007 defendant filed a motion to transfer the case to the Brownsville Division due to a mistake in the electronic filing process resulting in the case being filed in the Houston Division rather than in the Brownsville Division. Defendant has corrected this error and properly re-filed electronically in the Brownsville Division under case number 1:07-CV-154. Therefore, this Court will construe defendant's motion to transfer as a voluntary dismissal of the Houston Division case.

It is therefore ORDERED that this case be DISMISSED without prejudice.

Signed at Houston, Texas on October 4, 2007.

  
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Gray H. Miller  
United States District Judge